

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CONTEMPT PETITION NO.94 OF 2001
IN
NOTICE OF MOTION NO.3204 OF 2000
IN
SUIT NO.3245 OF 2000

Rajesh M. Shah (Sanghvi) ..Petitioner.

Vs.

Smt.Chandrikaben M. Shah
(Sanghvi) & Ors. ..Respondents.

Mr.J.Damania, Advocate for the Petitioner.

Ms.Divya R. Trivedi, Advocate for the Respondents.

CORAM: S.J.VAZIFDAR, J.
DATED: 27TH AUGUST, 2004.

P.C. :

The only allegation on the basis of which Contempt is alleged of the order dated 11th December, 2000 is that an affidavit of the estate left by the deceased had not been filed.

2. No time limit was specified for filing the affidavit. The Notice of Motion itself has been subsequently disposed of. In fact, as pointed out by the learned counsel for the Respondents in paragraph 9 of the affidavit in reply the Respondents have specified the estate of the deceased.

3. In the circumstances, Contempt Petition is dismissed. The show cause notice stands discharged.

Parties to act on an ordinary copy of this order duly authenticated by the Chamber Registrar/Court Stenographer.